

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

In re Patent Application of
MARK JAMES BECKMAN

Serial No.: 09/301,868

Filed 04/29/1999

ART UNIT 1761

Docket PA1.640

I hereby certify that this
correspondence is being
FILED with the United
States PATENT AND
TRADEMARK OFFICE
BY ELECTRONIC MEANS

For: SNACK PACKAGE ADAPTER FOR A BOTTLE

/John E. Halamka/
John E. Halamka
Dated: Nov 21 2007
Palos Verdes Estates, CA

Examiner: THAKUR, Viren A.

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT dated
11/09/07 IN RESPONSE TO A NON-FINAL Rejection responsive to
communication filed 19 February 2007.

Honorable Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, Virginia 22313-1450

The Patent and Trademark Office has noted that the amendment filed did not list each claim and did not provide an identifier for each claim. The claims were mapped in Attachment A which was part of the argument and not intended to be a new filing of the claims. However, the set of claims do need compilation and clarification. Applicant's attorney will gratefully take this opportunity to file a complete listing of the claims so that they may be easily examined. I now understand that it is best practice to submit a complete set of claims with each response. Thank you for this opportunity to review the claims in detail.

The claims in question are the ORIGINAL claims as REINSTATED by the Examiner. Applicant's attorney believed the claims would simply be marked on the INDEX OF CLAIMS as active and examined as originally filed.

Applicant's attorney used the identifier of ORIGINAL to identify claims 1-9 even though they were NON-ELECTED, REINSTATED as well but this is not an allowed identifier.

Should “previously presented” be the proper identifier, applicant’s attorney authorizes Examiner to insert this identifier in claims 1-9 in place the submitted identifier. 310-541-8290 is my direct number and halamka@usc.edu is my most frequently checked email.

Attached are claims 1-17 with identifiers. The claims show additions underlined and deletions printed as strike-through characters.

I have read the rules and believe a CLEAN version is not required. If my interpretation is incorrect, I will immediately file a clean version of the claims upon notice.

Applicant’s attorney hereby authorizes charging any extension fees due to the Deposit Account 080207. Previously, extension fees in the amount of \$60 and then \$170 were charged in connection to this response.

I expect the same notice of NON-COMPLIANT amendment for the CIP of which this application is the parent. I will be anticipating it and file labeled claims immediately so that the issue of double patenting and the parallel examination of the CIP and the PARANT may be resolved.

ADD AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT IF ANY FEES DUE.

Respectfully submitted,
/s JOHN E. HALAMKA/
John E. Halamka
Attorney of Record